UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

Docket No. 12038

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Total Pages in this Submission

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application Washington, D.C. 20231

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	a.	\boxtimes	Desc	ripti	ve Title of the	e Inve	ention		
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Docket No. 12038

Total Pages in this Submission 59

Application Elements (Continued) Drawing(s) (when necessary as prescribed by 35 USC 113)

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Acknowledgment postcard

☐ First Class ☐ Express Mail (Specify Label No.):

14. Certificate of Mailing

a. 🛛 Formal b. \square Informal Number of Sheets 12 ☒ Oath or Declaration Newly executed (original or copy) ☐ Unexecuted b.
Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only) c.

With Power of Attorney ☐ Without Power of Attorney d. DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b). ☐ Incorporation By Reference (usable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. ☐ Computer Program in Microfiche ☐ Genetic Sequence Submission (if applicable, all must be included) a.

Paper Copy b.

Computer Readable Copy c.

Statement Verifying Identical Paper and Computer Readable Copy **Accompanying Application Parts** ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ English Translation Document (if applicable) ☑ Information Disclosure Statement/PTO-1449 ☑ Copies of IDS Citations 12.

Preliminary Amendment

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Total Pages in this Submission 59

		Accompanying Application Parts (Continued)
15.		Certified Copy of Priority Document(s) (if foreign priority is claimed)
16.		Small Entity Statement(s) - Specify Number of Statements Submitted:
17.	\boxtimes	Additional Enclosures (please identify below):
		Claim of priority to U.S. Provisional Application Nos. 60/273,520 filed March 7, 2001 and 60/282,470 filed April 10, 2001.
		Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)
4 18.		Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.
		Warning
		An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

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Total Pages in this Submission 59

Fee Calculation and Transmittal

CLAIMS AS FILED

#Filed For #Allowed #Extra Rate Fee Total Claims - 20 = 57 \$333.00 37 \$9.00 х Indep. Claims 3 - 3 = 0 \$42.00 \$0.00 Multiple Dependent Claims (check if applicable) \$0.00 **BASIC FEE** \$370.00 OTHER FEE (specify purpose) **Assignment Recordation Fee** \$40.00 **TOTAL FILING FEE** \$743.00 15 1.1 A check in the amount of to cover the filing fee is enclosed. ☑ The Commissioner is hereby authorized to charge and credit Deposit Account No. 04-1425 as described below. A duplicate copy of this sheet is enclosed. □ Charge the amount of the control of the \$743.00 as filing fee. ☑ Credit any overpayment. ☑ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17. ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

CC:

Dated:

January 18, 2002

Signature

Aldo Noto, Reg. No. 35,628 Dorsey & Whitney LLP

McLean, VA 22102 Tel. (703) 288-5240 Fax (703) 288-5260

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